IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 625 OF 2007

IN

CRIMINAL APPEAL NO. 513 OF 2007

Appa Sadhu Kare & Anr. ... Appellants
(Orig.Accused Nos.1&2)

Versus

The State of Maharashtra ... Respondents

Mr. Girish Agarwal i/b. Ramesh M.Agrawal & Associates for the Appellants.

Mrs. M.H.Mhatre, APP, for the State.

CORAM: J.H.BHATIA,J.

DATE : 12th June, 2007.

P.C.

1. Heard Mr. Agarwal, learned Counsel for the appellants/accused Nos. 1 and 2 and Mrs. Mhatre, APP.

2. By this Application, the appellants, who are oroginal accused Nos. 1 and 2 seek to be released on bail pending their Appeal against the conviction and sentence. The appellants and some other accused were put to trial for the offences punishable under Sections 302 and 307 read with Section 149 etc. of I.P.C.

However, after trial, they were convicted for the offences punishable under Sections 147, 148, 324 and 325 read with Section 149 I.P.C. and sentence of varying terms of imprisonment was awarded. The maximum sentence of five years was awarded for the offence punishable under Section 325 read with Section 149 I.P.C. The appellants are in jail since the date of their arrest on 14.4.2005. Thus, they are in jail for about 2 years and 2 months so far.

3. Taking into consideration the total sentence awarded, the imprisonment already undergone and huge pendency of the Criminal Appeals in the High Court, the appellants are granted bail in the sum of Rs.10,000/- each with surety in the like amount subject to their depositing the fine amount.

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(J.H.BHATIA,J.)